

B.C. 0004.04

PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of)

MATHEW G. PELLETIER)

Multipath Resistant Microwave)
Moisture Sensor)

Serial No. 10/749,484)

Filed December 31, 2003)

The Honorable

The Commissioner of Patents

Sir:

Group Art Unit 2121
Examiner Vincent Nguyen

REQUEST FOR RECONSIDERATION

This communication is responsive to the Patent & Trademark Office rejection dated May 12, 2005, in the above-identified U.S. patent application.

10/17/2005 FNETEKI1 00000021 502132 10749484

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an Envelope addressed to:
Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 12, 2005

(Date of Deposit)

Randall E. Deck

Name of Depositor

Signature

10/12/05
Date of Signature

Serial No. 10/749,484 - Pelletier

EXTENSION OF TIME

It is respectfully requested that the period for response to the Patent & Trademark Office action dated May 12, 2005, be extended two (2) months so as to expire on October 12, 2005.

The Commissioner is authorized to charge the 2-month extension fee of \$450.00 and any delinquencies in fees to Deposit Account No. 50-3132.

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FREE TRANSMITTAL
For FY 2005**Complete if Known**

Application Number	10/749,484
Filing Date	December 31, 2003
First Named Inventor	Mathew G. Pelletier
Examiner Name	Vincent Nguyen
Art Unit	2121
Attorney Docket No.	0004.04

☐ Applicant claims small entity status. See 37 CFR 1.27

AMOUNT OF PAYMENT (\$) 450.00

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-2132 Deposit Account Name: USDA-ARS-OTT

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) Under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description		Small Entity	
Fee (\$)		Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25	
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100	
Multiple dependent claims	360	180	
Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP = _____ x _____ = _____			
HP = highest number of total claims paid for, if greater than 20			
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP = _____ x _____ = _____			
HP = highest number of independent claims paid for, if greater than 3			

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity)


for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

4. OTHER FEE(S)

		Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)		
Other: 2 month extension		450.00

SUBMITTED BY

Signature		Registration No. 34,078 (Attorney/Agent)	Telephone: 309/681-6515
Name (Print/Type)	RANDALL E. DECK		Date October 12, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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